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September 3, 2020

VIA ECF

Honorable Jesse M. Furman
United States District Court Judge
Thurgood Marshall United States Courthouse
40 Centre Street, Room 2202
New York, NY 10007

Re: United States v. Garcia, No. 1:13-cr-00143

Dear Judge Furman:

I represent Mr. Brian Garcia in the above-captioned case. Pursuant to Your Honor's September 1, 2020 order ("Order"), Assistant U.S. Attorney Edward Diskant and I have conferred and write jointly to request that the conference scheduled for September 14, 2020 at 3:00 PM go forward as scheduled.

It is our understanding that Mr. Garcia's next state court appearance, for the arrest underlying part of Mr. Garcia's violation report in the present case, is scheduled for September 9, 2020. We therefore expect to be prepared to provide you with an update on Mr. Garcia's case in the following week, on September 14, as planned.

I also respectfully request, on behalf of Mr. Garcia and with Mr. Garcia's consent, that the Court hold the September 14 conference remotely via telephone. A telephone conference is consistent with the June 24, 2020 Amended Standing Order of Chief Judge McMahon regarding video teleconferencing and telephone conferencing for criminal proceedings, as well as other guidance, orders, and policies put in place at the Southern District of New York regarding COVID-19. Mr. Garcia does not currently have access to video conferencing technology but can participate via telephone. Mr. Diskant has no objections to a remote conference.

Honorable Jesse M. Furman, p. 2

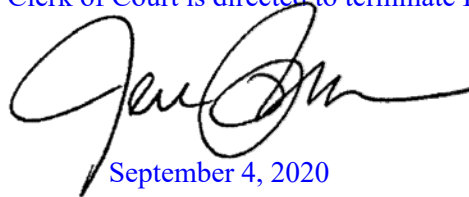
Respectfully,

/s/ Victor L. Hou

Victor L. Hou

cc: Assistant United States Attorney Edward Diskant (by email)
Joseph Perry (by email)

Application GRANTED. The conference remains scheduled for September 14, 2020 at 3:00 p.m. At that time, counsel and the Defendant shall call the Court's dedicated conference call line at (888) 363-4749, using access code 542-1540 followed by the pound (#) key. Members of the public and press may attend using the same dial-in information; they will be placed in listen-only mode. The parties are reminded to follow the procedures for teleconferences described in the Court's Emergency Individual Rules and Practices in Light of COVID-19, which are available at <https://nysd.uscourts.gov/hon-jesse-m-furman>. Among other things, those procedures require counsel to provide advance notice of who will participate in the conference and the telephone numbers they will use to participate. The Clerk of Court is directed to terminate Doc. #421. SO ORDERED.



September 4, 2020